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**FROM:** Charles B. Cappellari  
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**TO:** Examiner: To Be Assigned  
Group 1634

**U.S. Patent & Trademark Office**

**Facsimile No. (571) 273-8300**

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**Number of pages (including this cover page): 5**

In re Patent Application of:	)	Group Art Unit: 1634
	)	
RALPH E. BURNS	)	Examiner: Lu, F.
	)	
Serial No. 10/721,216	)	Atty. Docket No. 2599-104-C4
	)	
Filed: November 26, 2003	)	Confirmation No. 6271
	)	
Title: INSTRUMENT FOR DETECTING	)	
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Transmitted herewith are the following documents:

- 1) Supplemental Information Disclosure Statement (2 pp.); and
- 2) PTO/SB/08a (1 pg. in duplicate – 2 pp. total).

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Date: January 12, 2006

By: 

Charles B. Cappellari  
Registration No. 40,937

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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UNDER 37 C.F.R. § 1.97(b) & (c)**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants bring to the Examiner's attention the reference listed on the attached PTO/SB/08 form (two copies each) for consideration in connection with the examination of the above-identified application.

This Information Disclosure Statement is being submitted under 37 C.F.R. § 1.97(b) before the mailing date of a first Office action on the merits. If Applicants are mistaken, and a first Office action on the merits was mailed on or before the certified date of mailing indicated below, then Applicants request that this Information Disclosure Statement be treated as a submission under 37 C.F.R. § 1.97(c) and that the fee due under 37 C.F.R. § 1.17(p) be charged to Deposit Account No. 07-0835 in the name of Gen-Probe Incorporated.

IDS

Serial No. 10/721,216  
Atty. Docket No. 2599-104-C4

Applicants respectfully request that the Examiner indicate consideration of the cited reference by returning a copy of the attached form PTO/SB/08 with the Examiner's initials or other appropriate marks.

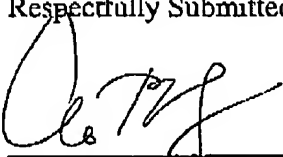
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Respectfully Submitted,

Date: January 12, 2006

By:



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Attorney for Applicants

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PTO/SB/08a (08-03)

Approved for use through 07/31 /2006. OMB 0651-0031

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<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>						<b><i>Complete if Known</i></b>							
						Application Number				10/721,216			
						Filing Date				November 26, 2003			
						First Named Inventor				RALPH E. BURNS			
						Art Unit / Conf. No.				1634 / 6271			
						Examiner Name				Lu, F.			
Sheet      1                  of                  1						Attorney Docket Number				2599-104-C4			
<b>U. S. PATENT DOCUMENTS</b>													
Examiner Initials*	Cite No. <sup>1</sup>	Document Number <small>Number-Kind Code<sup>2</sup> (If known)</small>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear								
		US-5,746,978 A	05-05-1998	Bienhaus et al.									
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<b>FOREIGN PATENT DOCUMENTS</b>													
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document <small>Country Code<sup>3</sup>-Number<sup>4</sup>-Kind Code<sup>6</sup> (If known)</small>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear								
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Examiner Signature _____				Date Considered _____									

\*EXAMINER: Initial If reference considered, whether or not citation is in conformance with MPEP 608. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 801.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.99. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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		US-5,746,978 A	05-05-1998	Bienhaus <i>et al.</i>	
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Examiner Signature		Date Considered	
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